BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of)

JIM R. SIMPSON

DOCKET NO. 03-0231

For a Motor Carrier Certificate or Permit.

ORDER NO. 21242

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DIV OF CONSUMER ASYOCACY
CONSUMER AFFAIRS
CONSUMER AFFAIRS

Filed August II, 2004 At $\underline{3}$ o'clock \underline{P} .M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission State of Hawaii.

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ORDER

By Decision and Order No. 20648, filed on November 18, 2003, we approved the application of JIM R. SIMPSON ("Applicant") for a certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with commission requirements for common carriers, including submitting certain documents within one hundred and twenty (120) days of the issuance of the decision and order; and (2) notified Applicant that failure to timely comply with the commission's requirements would constitute cause for the commission to void the decision and order. We served Applicant with a copy of the decision and order by mail, postage prepaid, on the same day that the decision and order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated November 18, 2003, which reiterated the commission's requirements and specified March 18, 2004, as the deadline for compliance.

On February 25, 2004, Applicant filed a request for an extension to comply. The commission approved a sixty (60)-day extension on February 26, 2004, which gave Applicant until May 18, 2004 to comply. On May 21, 2004, Applicant filed an additional request for an extension to comply. The commission approved an additional sixty (60)-day extension on May 25, 2004, which gave Applicant until July 18, 2004 to comply.

The extended due date has passed, and Applicant has not complied with the requirements set forth under Decision and Order No. 20648. The commission, thus, determines that Decision and Order No. 20648 should be voided.

THE COMMISSION ORDERS that Decision and Order No. 20648 is voided and this docket is closed.

DONE at Honolulu, Hawaii this 11th day of August, 2004.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

APPROVED AS TO FORM:

Benedyne \$. Stone Commission Counsel

03-0231.cs

Myn Holmmes

Wayne H. Kimura, Commissioner

Janet E. Kawelo, Commissioner

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing $\underbrace{\text{Order No.} 2124}_{\text{Lupon}}$ the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P. O. Box 541 Honolulu, HI 96809

JIM R. SIMPSON P. O. Box 90121 Honolulu, HI 96835-0121

Karen Higash

DATED: AUG 1 1 2004